

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Manfred ROETHER
Serial No.: 10/552,972
Filed: November 16, 2005
For: CONVEYING DEVICE

Confirmation No.: 5876
Date: January 28, 2009
Group Art Unit: 3651
Examiner: Leslie August Nicholson, III

VIA EFS-WEB
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. §1.313(c)(2)

Applicant submits this Petition to withdraw this application from issue, in view of the following facts:

The issue fee was paid on January 7, 2009

Applicant subsequently informed the undersigned that an Office Action had issued in the corresponding Japanese patent application, citing one reference that is indicated as being particularly relevant.

Accordingly, withdrawal of this application from issue is necessary so that the prior art may be presented to the Examiner for consideration.

Accompanying this petition is a Request for Continuing Examination (RCE) and an Information Disclosure Statement.

Credit card payment for the required filing fee of \$130.00 for this petition is being submitted via EFS-WEB. Please charge any other required fee or any deficiency in the amount paid herewith to Deposit Account No. 15-0700.

The Patent Office is requested to withdraw this application from issue, enter the Request for Continued Examination, consider the Information Disclosure Statement and continue the examination of the application.

THIS CORRESPONDENCE IS BEING
SUBMITTED ELECTRONICALLY
THROUGH THE PATENT AND
TRADEMARK OFFICE EFS FILING
SYSTEM ON January 28, 2009.

Respectfully submitted, _____



RCF:ksb

Robert C. Faber
Registration No.: 24,322
OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone: (212) 382-0700